

Attorneys for DR. JOEL DREXEL

DR. JOEL DREXEL,

VS.

Defendants.

STIPULATION TO CONTINUE
MEDIATION DEADLINE, CLOSE OF
DISCOVERY, LAST DAY FOR
HEARING DISPOSITIVE MOTIONS,
PRELIMINARY PRE-TRIAL
CONFERENCE and [PROPOSED]
ORDER

Deadline to complete mediation, May 6, 2009

Page 1

1 Close of all discovery, August 3, 2009
2 Last day for hearing of dispositive motions, October 5, 2009
3 Preliminary Pre-Trial Conference, June 29, 2009

4 WHEREAS, the current schedule will require the attorneys for the parties to spend
5 substantial time and incur significant costs in the short term;

6 WHEREAS, Plaintiff's new counsel and Defendant's counsel have met and conferred and
7 agreed that the parties are more likely to have a successful mediation, thereby avoiding potentially
8 unnecessary costs and use of court time, if the current deadlines are continued for approximately
9 120 days;

10 NOW, THEREFORE, the parties to this matter, by and through their attorneys of record,
11 hereby stipulate to continuance of the pending deadlines in this matter and request the court to
12 enter an order in accord with this stipulation. The new dates proposed by the parties are as
13 follows:

14 Deadline to complete mediation, September 4, 2009
15 Close of all discovery, December 2, 2009
16 Last day for hearing dispositive motions, February 1, 2010
17 Preliminary Pre-Trial Conference, October 26, 2009

18 IT IS SO STIPULATED:

19 DATE: April 10, 2009

20 FLYNN, ROSE & PERKINS

21 By Charles B Perkins
22 CHARLES B. PERKINS
23 Attorney for Joel Drexel

24 DATE: April 10, 2009

25 WILSON, ELSER, MOSKOWITZ, EDELMAN
26 & DECKER, LLP

27 By Sean P Nalty
28 SEAN P. NALTY
Attorney for Berkshire Life Ins.
Co. of America and The Guardian
Life Ins. Co. of America

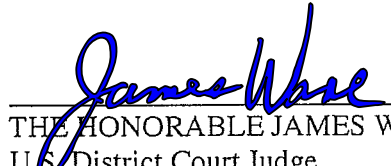
~~PROPOSED~~ ORDER

Having considered the Stipulation of the parties requesting the continuance of the mediation deadline, the close of discovery, the last day for dispositive motions, and the preliminary pretrial conference, and, good cause appearing, the court hereby vacates the existing dates and orders the parties to comply with the following schedule:

Deadline to Complete Mediation:	July 6, 2009
Close of All Discovery:	September 14, 2009
Last Date for hearing of Dispositive Motions:	November 16, 2009 at 9 a.m.
Preliminary Pre-Trial Conference:	August 31, 2009 at 11 a.m.
Preliminary Pre-Trial Statement:	August 21, 2009

IT IS SO ORDERED.

DATE: April 28, 2009



THE HONORABLE JAMES WARE
U.S. District Court Judge